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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 JOEL ZELLMER,

10 Petitioner,

11 v.

12 DONALD R. HOLBROOK,

Respondent.

CASE NO. C17-1776 RSM-BAT

**ORDER GRANTING
PETITIONER'S UNOPPOSED
MOTION TO STAY**

13 Petitioner filed an unopposed motion to stay and abey the habeas petition to permit
14 petitioner and King County to complete their litigation over disputed public record requests. Dkt.
15 13. A stay and abeyance of this matter will allow the State of Washington to review and exhaust
16 petitioner's claims that prosecution authorities gained improper access to protected attorney-
17 client communications, exploited this access, and thereby affected his defense at the state trial.

18 The Court finds that it is in the interest of justice to **GRANT** petitioner's motion to stay.

19 (1) This matter is hereby **STAYED**.

20 (2) Petitioner shall, **on six month intervals** beginning 6 months from the date of this
21 Order, confer with opposing counsel and advise the Court in writing of the status
22 of the two state appeals.

23 (3) **Within 10 days of finality for either appeal**, petitioner shall advise the Court of

1 the fact of that appeal's termination.

2 DATED this 2nd day of February, 2018.

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5 BRIAN A. TSUCHIDA
6 United States Magistrate Judge
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